



Alexandria, VA 22313-1450

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	patent application of	)
Dieg	o BRITA et al.	)
Seria	d No. <b>10/537,079</b>	) Art Unit <b>1793</b>
Filed	June 1, 2005	Examiner J. E. McDonough
For	MAGNESIUM DICHLORIDE-BASED ADDUCTS AND CATALYST COMPONENTS OBTAINED THEREFROM	) ) )
Com	Stop AF missioner for Patents Box 1450	

Sir:

## LETTER TRANSMITTING NOTICE OF APPEAL

Applicant hereby submits a second Notice of Appeal for the instant application (Attachment 1). An initial Notice of Appeal was filed for this case on September 17, 2007, at which time the fee of \$500 was charged to Deposit Account 08-2336 (Attachment 2). Applicant respectfully requests the fee previously paid to be applied to the second Notice of Appeal, and hereby authorizes the Commissioner to charge the difference of \$10 (i.e., the \$510 current fee minus the \$500 fee previously paid) to Deposit Account 08-2336. For this reason, this Petition is submitted in duplicate. The Commissioner is hereby authorized to debit or credit any payment due or any overpayment to Deposit Account No. 08-2336.

Respectfully submitted,

DIEGO BRITA ET &

Jarrod N. Raphael

Registration No. 55,566

Agent for Applicant

Basell USA Inc. Delaware Corporate Center II 2 Righter Parkway, Suite 300 Wilmington, DE 19803

July 22, 2008

Agent's Telephone No.: 302-683-8176 Agent's Facsimile No.: 302-1731-6408

Agent's E-mail: jarrod.raphael@lyondellbasell.com

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 2008.

Signatur

Date

TACHMENT

PTO/SB/31 (01-08)
Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  FE 6106 + 6085 (US)  hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.361] Tuly 22 2006  Signature  For M39 nessium Dickbride Bosed Abducts  And Unit 1793  T.E. MC Donough  Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))  Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:  A check in the amount of the fee is enclosed.  Payment by credit card. Form PTO-2038 is attached.  The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.  A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.	Under the Paperwork Adjustion Act of 1995, no persons are required to respo	na to a collection of		
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to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)] July 22 2060 [Filed July 22 2060] [For M39 respired July 22 2060]	THE BOARD OF PATENT APPEALS AND INTERFERI	ENCES	FE 6106 + 6085 (US)	
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Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313- IASO (37 CFR 18/8-) July 22 206  Typed or printed July 32 2008  Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 1.20(b)(1))  Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:  A check in the amount of the fee is enclosed.  Payment by credit card. Form PTO-2038 is attached.  The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.  A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.  WARNING: Information on this form may become public. Credit card Information should not be Included on this form. Provide credit card Information and authorization on PTO-2038.  at m the  applicant/inventor.  assignee of record of the entire interest.  see 37 CFR 3.15 Statement under 37 CFR 1.34.  Registration number if acting under 37 CFR 1.34.  Registration number if acting under 37 CFR 1.34.  NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.		Diego	s BRITA et al.	
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County manager forms a more trial one signature is required, see below.			ir representative(s) are required.	

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\*Total of

forms are submitted.

4CHMENT

PTO/SB/31 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE. rwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Docket Number (Optional) **NOTICE OF APPEAL FROM THE EXAMINER TO** FE 6106+6085 (US) THE BOARD OF PATENT APPEALS AND INTERFERENCES I hereby certify that this correspondence is being facsimile transmitted In re Application of to the USPTO or deposited with the United States Postal Service with Diego BRITA et al. sufficient postage as first class mail in an envelope addressed to Application Number Filed "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] 10/537,079 June 1, 2005 September 13 MAGNESIUM DICHLORIDE-BASED ADDUCTS AND CATALYST COMPONENTS OBTAINED THEREFROM Signature, Art Unit Typed or printed J. E. McDonough Jolene A Outten 1755 name. Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. 500 The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_08-2336\_ . I have enclosed a duplicate copy of this sheet. X A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the applicant/inventor. Signature assignee of record of the entire interest. Jarrod N Raphael See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. Typed or printed name (Form PTO/SB/96) attorney or agent of record. 410-996-1750 55,566 Registration number Telephone number attorney or agent acting under 37 CFR 1.34. September 13, 2007 Registration number if acting under 37 CFR 1.34. NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

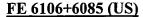
This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO Inis collection of information is required by 37 CFR 41.31. The information is required to occasify the public which is to the least by the byth to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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\*Total of

forms are submitted

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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)
) Art Unit <b>1793</b>
) Examiner J. E. McDonough
) ) )

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

## LETTER TRANSMITTING NOTICE OF APPEAL

Applicant hereby submits a second Notice of Appeal for the instant application (Attachment 1). An initial Notice of Appeal was filed for this case on September 17, 2007, at which time the fee of \$500 was charged to Deposit Account 08-2336 (Attachment 2). Applicant respectfully requests the fee previously paid to be applied to the second Notice of Appeal, and hereby authorizes the Commissioner to charge the difference of \$10 (i.e., the \$510 current fee minus the \$500 fee previously paid) to Deposit Account 08-2336. For this reason, this Petition is submitted in duplicate. The Commissioner is hereby authorized to debit or credit any payment due or any overpayment to Deposit Account No. 08-2336.

Respectfully submitted,

DIEGO BRITA ET A

By

Jarrod N. Raphael Registration No. 55,566 Agent for Applicant Basell USA Inc.
Delaware Corporate Center II
2 Righter Parkway, Suite 300
Wilmington, DE 19803

July 22, 2008

Agent's Telephone No.: 302-683-8176 Agent's Facsimile No.: 302-1731-6408

Agent's E-mail: jarrod.raphael@lyondellbasell.com

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 2008.

Signature

Date

ACH MENT

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**Docket Number (Optional)** 

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Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The f	fee for this Notice of Appeal is (37 CFR 41.20(b)(1))	- \$500	previously pai	d)	
	Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is by half, and the resulting fee is:		\$		
	A check in the amount of the fee is enclosed.				
	Payment by credit card. Form PTO-2038 is attached.				
X	The Director has already been authorized to charge fees in this application to a Deposit A I have enclosed a duplicate copy of this sheet.	ccount.			
Ø	The Director is hereby authorized to charge any fees which may be required, or credit any to Deposit Account NoO8 · _2336 I have enclosed a duplicate copy of the		nt		
	A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.				
	WARNING: Information on this form may become public. Credit card information si be included on this form. Provide credit card information and authorization on PTO			7	
am t	n the	1			
	applicant/inventor.		Signature	_	
	assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	rrod	N. Raphael		
×		. , , , ,	683-8176		
		Telej	phone number		
	attorney or agent acting under 37 CFR 1.34.  Registration number if acting under 37 CFR 1.34.	July	22- 2008		
	NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  Submit multiple forms if more than one signature is required, see below*.				

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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ACHMENT

PTO/SB/31 (04-07)

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arwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# NOTICE OF APPEAL FROM THE EXAMINER TO

THE BOARD OF PATENT APPEALS AND INTERFERE	ENCES	FE 6106+60	085 (US)		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with	In re Application of Diego BRITA et al.				
sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-	Application Number		Filed		
1450" [37 CFR 1.8(a)] September 13, 2007	10/53		June 1, 2005	-{	
and and the	For AND	CATALYST COM	RIDE-BASED ADDUCTS PONENTS OBTAINED TH	EREFROM	
Signature Ct	Art Unit ,	Ex	aminer	<u> </u>	
Typed or printed Jolene A Outten	1	755 .	J. E. McDonough	1	
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applicant/inventor.		Si	gnature	.	
assignee of record of the entire interest.	-	Jarrod N R	_	ì	
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attorney or agent of record.		410-996-17		_	
registation names.	<del></del>	Teleph	none number		
attorney or agent acting under 37 CFR 1.34.		September 1	13. 2007	}	
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